

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BILLINGS DIVISION**

NEIL DEERING, individually, and on  
behalf of himself and all others  
similarly situated,

*Plaintiff,*

v.

CENTURYTEL, INC., a Louisiana  
Corporation, CENTURYTEL  
BROADBAND SERVICES, LLC, a  
Louisiana Corporation, and  
CENTURYTEL SERVICE GROUP,  
LLC, a Louisiana Corporation,

*Defendants.*

**Case No.CV-10-63-BLG-RFC**

**PLAINTIFFS' MOTION FOR LEAVE  
TO FILE UNDER SEAL HIS BRIEF IN  
OPPOSITION TO DEFENDANT'S  
PARTIAL MOTION TO DISMISS  
COUNTS I AND II OF PLAINTIFF'S  
COMPLAINT**

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Pursuant to L.R. 1.8(b)(3)(A) and (4)(A)(i)-(ii), Plaintiff hereby seeks leave to file his Brief in Opposition to Defendants' Partial Motion to Dismiss under seal, showing the Court the following:

1. Plaintiff's Brief attaches, and makes reference to, the declaration of Alissa Cooper (Exhibit A to Plaintiff's Brief). As set forth in her declaration, Ms. Cooper is familiar with the NebuAd "Ultra Transparent Appliance," and describes same therein. In describing this device, Ms. Cooper makes reference to certain documents which were provided, pursuant to a confidentiality agreement, to counsel for Plaintiff in the case of *Valentine v. NebuAd, Inc., et al.*,

No. C08-cv-05113 (TEH)(N.D. Cal). These documents contain proprietary information and NebuAd has requested, and counsel for Plaintiff have agreed, that they not be made public.

2. In an abundance of caution, Plaintiff requests that only counsel (for all parties) and the Court have access to Plaintiff's Brief, and the exhibit thereto.

**CERTIFICATE OF SERVICE**

I hereby certify that on February 25, 2011, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system.

*s/Rahul Ravipudi*

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Rahul Ravipudi, Esq., Admitted *pro hac*  
*vice*

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